



**RESOLUTION NO. 4 4 5 0**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A LOCAL AGENCY AGREEMENT BETWEEN THE CITY OF AUBURN (THE CITY) AND THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION (THE STATE) RELATING TO PROJECT NO. C201A, M STREET SE GRADE SEPARATION

WHEREAS, the City desires to improve the safety, capacity, and efficiency of the crossing of M Street SE and the BNSF Stampede Pass Railway; and

WHEREAS, lowering M Street SE below the tracks and constructing a railroad bridge over the tracks will improve the safety, capacity, and efficiency of M Street SE at the crossing; and

WHEREAS, the City received a grant in the amount of \$122,500 from the 2008 Federal Appropriations Act to assist in the design of the M Street SE Grade Separation that does not require a local match; and

WHEREAS, the M Street SE Grade Separation project was included in the Section 129 projects identified in the 2008 Consolidated Appropriations Act which allocated federal-aid funding for the project in the amount of \$122,500. These funds are to be administered through the Washington State Department of Transportation; and

WHEREAS, it is in the best interest of the City to use federal monies to finance capital improvements to the street system.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES as follows:

**Section 1.** The Mayor and City Clerk are hereby authorized to execute a Local Agency Agreement between the City and the State for the Design Phase in the total amount of \$122,500, in substantial conformity with the agreement attached hereto, marked as Exhibit "A" and incorporated herein by this reference. In addition, the Mayor and City Clerk are hereby authorized to execute any necessary supplemental agreements for all future phases of the project.

**Section 2.** That the Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation.

**Section 3.** That this Resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

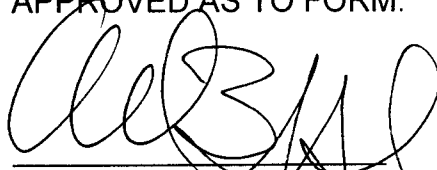
CITY OF AUBURN

\_\_\_\_\_  
PETER B. LEWIS  
MAYOR

ATTEST:

\_\_\_\_\_  
Danielle E. Daskam,  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel B. Heid,  
City Attorney